

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.</b> _____
<b>v.</b>	<b>:</b>	<b>DATE FILED:</b> _____
<b>DENNIS FALLS</b>	<b>:</b>	<b>VIOLATIONS:</b>
	<b>:</b>	<b>18 U.S.C. § 2113(d) (armed bank robbery</b>
	<b>:</b>	<b>- 2 counts)</b>
	<b>:</b>	<b>18 U.S.C. § 1951 (Hobbs Act robbery - 1</b>
	<b>:</b>	<b>count)</b>
		<b>Notice of additional factors</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about September 3, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DENNIS FALLS**

knowingly and unlawfully, by force and violence, and by intimidation, took from employees of the PNC Bank, 2401 Welsh Road, lawful currency of the United States, that is, approximately \$2,220 belonging to, and in the care, custody, control, management and possession of the PNC Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant DENNIS FALLS knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of PNC Bank, and other persons, by use of a dangerous weapon, that is, a knife.

In violation of Title 18, United States Code, Section 2113(d).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 10, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DENNIS FALLS**

knowingly and unlawfully, by force and violence, and by intimidation, took from employees of the M & T Bank, 9375 Bustleton Avenue, lawful currency of the United States, that is, approximately \$6,755 belonging to, and in the care, custody, control, management and possession of the M & T Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant DENNIS FALLS knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the M & T Bank, and other persons, by use of a dangerous weapon, that is, a knife.

In violation of Title 18, United States Code, Section 2113(d).

### **COUNT THREE**

#### **THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this Indictment:

1. General Nutrition Centers, Inc. (“GNC”) was a Pittsburgh, Pennsylvania corporation in the business of selling vitamin supplements and health foods. In 2003, GNC had approximately 5,300 retail stores nationwide, and annual sales of approximately \$1,000,000,000. GNC purchased its products from vendors across the United States and sold its products to customers throughout the United States.

2. On or about September 21, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

#### **DENNIS FALLS**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that defendant DENNIS FALLS unlawfully took and obtained money in the presence of another and against her will, by means of actual and threatened force, violence, and fear of injury, immediate and future to her person and property that is, by brandishing a hunting knife at one employee of GNC and threatening that he had AIDS, while demanding money from the GNC employee.

All in violation of Title 18, United States Code, Section 1951(a).

**Notice of Additional Factors**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. In committing the offenses charged in Counts One and Two of this indictment, defendant DENNIS FALLS:

a. Took the property of a financial institution, as described in U.S.S.G. § 2B3.1(b)(1).

b. Possessed a dangerous weapon, as described in U.S.S.G. § 2B3.1(b)(2)(E).

2. In committing the offense charged in Count Three of this indictment, defendant DENNIS FALLS:

a. Made a threat of death, as described in U.S.S.G. § 2B3.1(b)(2)(F).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

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**PATRICK L. MEEHAN**  
**UNITED STATES ATTORNEY**